

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

NOV 19 2004

FILED
CLERK'S OFFICE**DOCKET NO. 1629**

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION
IN RE NEURONTIN MARKETING AND SALES PRACTICES LITIGATION
(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)

On October 26, 2004, the Panel transferred 23 civil actions to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. With the consent of that court, all such actions have been assigned to the Honorable Patti B. Saris.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Saris.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Massachusetts for the reasons stated in the order of October 26, 2004,

 F. Supp. 2d (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable Patti B. Saris.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Inasmuch as no objection is pending at this time, the stay is lifted.

DEC - 7 2004

Michael J. Beck
Clerk of the Panel

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**SCHEDULE CTO-1 - TAG ALONG ACTIONS
DOCKET NO. 1629
IN RE NEURONTIN MARKETING AND SALES PRACTICES LITIGATION**

DISTRICT DIV. C.A.#

ALABAMA MIDDLE		
ALM 2 04-711		Alabama Forest Products Industry Workmen's Compensation Self-Insurer's Fund v. Pfizer, Inc., et al.
ALABAMA SOUTHERN		
ALS 1 04-463		Nancy Coleman, et al. v. Pfizer, Inc., et al.
FLORIDA SOUTHERN		
FLS 1 04-22228		Ana Medero, et al. v. Pfizer, Inc., et al.
ILLINOIS NORTHERN		
ILN 1 04-4467		Allied Services Division Welfare Fund v. Pfizer, Inc., et al.
LOUISIANA EASTERN		
LAE 2 04-1735		Linda Rizzo v. Pfizer, Inc.
LAE 2 04-2087		Tracey Lynn Robichaux, et al. v. Pfizer, Inc.
LAE 2 04-2509		Louisiana Health Service Indemnity Co. v. Pfizer, Inc., et al.
MISSOURI EASTERN		
MOE 4 04-982		Elizabeth Judy v. Pfizer, Inc., et al. Vacated 12/1/04
MISSISSIPPI NORTHERN		
MSN 2 04-255		Mary Cooper, et al. v. Pfizer, Inc. Opposed 12/1/04
MSN 4 04-275		Leroy Anderson, et al. v. Pfizer, Inc., et al. Opposed 12/1/04
NEW JERSEY		
NJ 2 04-4236		Steven Kail, et al. v. Pfizer, Inc., et al.
NJ 2 04-4497		International Union of Operating Engineers Local No. 68 Welfare Fund v. Pfizer, Inc., et al.
NJ 2 04-4593		Alaska Electrical Pension Fund v. Pfizer, Inc., et al.
OKLAHOMA EASTERN		
OKE 6 04-375		Jerry Hollaway, et al. v. Pfizer, Inc., et al.
TENNESSEE EASTERN		
TNE 2 04-337		Bauda V.L. Sutton v. Pfizer, Inc., et al.
TEXAS EASTERN		
TXE 2 04-309		Linda Barker v. Pfizer, Inc., et al. Opposed 12/7/04

Docket as of November 27, 2004 3:31 am

Web PACER (v2.4)

U.S. District Court

04cv12616-PBS

Southern District of Florida (Miami)

CIVIL DOCKET FOR CASE #: 04-CV-22228

Medero, et al v. Pfizer, Inc., et al

Filed: 09/07/04

Assigned to: Judge Patricia A. Seitz

Jury demand: Defendant

Demand: \$0,000

Nature of Suit: 365

Lead Docket: None

Jurisdiction: Diversity

Dkt # in 11thJudCirCt : is 04-17021 CA 32

Cause: 28:1441 Notice of Removal-Personal Injury

ANA MEDERO, on behalf of
themselves and all persons
similarly situated
plaintiff

Philip Freidin
FTS 371-6725
[COR LD NTC]
Freidin & Brown
2 S Biscayne Boulevard
Suite 3100
Miami, FL 33131
305-371-3666

SHIRLEY LEVIN, on behalf of
themselves and all persons
similarly situated
plaintiff

Philip Freidin
(See above)
[COR LD NTC]

v.

PFIZER, INC.
defendant

Kenneth James Reilly
FTS 358-7470
[COR LD NTC]
Shook Hardy & Bacon
201 S Biscayne Boulevard
Suite 2400
Miami, FL 33131-4332
305-358-5171

WARNER-LAMBERT COMPANY
defendant

Kenneth James Reilly
(See above)
[COR LD NTC]

PARKE-DAVIS, a division of
Warner-Lambert Company
defendant

Kenneth James Reilly
(See above)
[COR LD NTC]

DOCKET PROCEEDINGS

DATE #	DOCKET ENTRY
9/7/04 1	NOTICE OF REMOVAL of complaint from 11th Judicial Circuit Court, Miami-Dade County, Florida (case number 04-17021 CA 32); FILING FEE \$150.00 RECEIPT #i220499; Magistrate Judge Andrea M. Simonton (hd) [Entry date 09/08/04]
9/7/04 2	Corporate Disclosure Statement by Pfizer, Inc., Warner-Lambert, Parke-Davis re: [1-1] removal notice (hd) [Entry date 09/08/04]
9/10/04 3	MOTION with memorandum in support by Ana Medero, Shirley Levin to remand this matter to 11th Judicial Circuit, Miami-Dade County, Florida, and for attorney fees and costs (hd) [Entry date 09/14/04]
9/14/04 4	ORDER OF RECUSAL (Signed by Judge Alan S. Gold on 9/8/04) [EOD Date: 9/15/04] (hd) [Entry date 09/15/04]
9/14/04 --	CASE reassigned to Judge Patricia A. Seitz (hd) [Entry date 09/15/04]
9/14/04 --	Magistrate identification: Magistrate Judge Ted E. Bandstra (hd) [Entry date 09/15/04]
9/14/04 5	JOINT MOTION by Ana Medero, Shirley Levin, Pfizer, Inc., Warner-Lambert, Parke-Davis to stay pleading and discovery deadlines pending transfer to MDL Court, or pending remand to 11th Judicial Circuit Court, Miami-Dade County, Florida (hd) [Entry date 09/16/04] [Edit date 10/26/04]
9/24/04 6	ORDER requiring counsel to meet and file joint scheduling report and proposed order. See Order for complete details. (Signed by Judge Patricia A. Seitz on 9/24/04) [EOD Date: 9/27/04] (ct) [Entry date 09/27/04]
9/27/04 7	MOTION with memorandum in support by Pfizer, Inc., Warner-Lambert, Parke-Davis to stay consideration of motion to remand to 11th Judicial Circuit Court, Miami-Dade County, FLorida pending transfer to multidistrict

proceeding (hd) [Entry date 09/28/04]

- 9/27/04 8 RESPONSE by Pfizer, Inc., Warner-Lambert, Parke-Davis in opposition to [5-1] joint motion to stay pleading and discovery deadlines pending transfer to MDL Court, [5-2] joint motion to remand to 11th Judicial Circuit Court, Miami-Dade County, Florida, [3-1] motion to remand this matter to 11th Judicial Circuit, Miami-Dade County, Florida, [3-2] motion for attorney fees and costs (hd) [Entry date 09/28/04]
- 10/1/04 9 ORDER striking [8-1] opposition response to plaintiffs' motion to remand to state court (Signed by Judge Patricia A. Seitz on 09/30/04) [EOD Date: 10/4/04] (ct) [Entry date 10/04/04]
- 10/6/04 10 RESPONSE by Pfizer, Inc., Warner-Lambert, Parke-Davis in opposition to [5-2] joint motion to remand to 11th Judicial Circuit Court, Miami-Dade County, Florida, [3-1] motion to remand this matter to 11th Judicial Circuit, Miami-Dade County, Florida (ct) [Entry date 10/07/04]
- 10/25/04 11 ORDER granting [5-1] joint motion to stay pleading and discovery deadlines pending transfer to MDL Court, granting [5-2] joint motion pending remand to 11th Judicial Circuit Court, Miami-Dade County, Florida (Signed by Judge Cecilia M. Altonaga Judge Patricia A. Seitz on 10/22/04) [EOD Date: 10/26/04] (ct) [Entry date 10/26/04]
- 11/9/04 12 REPLY by Ana Medero, Shirley Levin to defendants' opposition to plaintiffs' [3-1] motion to remand this matter to 11th Judicial Circuit, Miami-Dade County, Florida (ra) [Entry date 11/10/04]
- 11/9/04 13 REPLY by Ana Medero, Shirley Levin in opposition to defendants' [7-1] motion to stay consideration of motion to remand to 11th Judicial Circuit Court, Miami-Dade County, Florida pending transfer to multidistrict proceeding (ra) [Entry date 11/10/04] [Edit date 11/10/04]
- 11/18/04 14 NOTICE of entry of transfer order by MDL Panel by Pfizer, Inc., Warner-Lambert, Parke-Davis (ct) [Entry date 11/19/04]

Case Flags:
TEB

END OF DOCKET: 1:04cv22228

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